

# KOBRE & KIM

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BY ECF

February 7, 2024

The Honorable Paul G. Gardephe  
United States District Court Judge  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, NY 10007

**RE: *United States v. Peter Nygard, 20-CR-00624 (PGG)***

Dear Judge Gardephe:

We write on behalf of non-party movants DGM Trust Corporation, as trustee of the Elsinore Trust, Edson's Investments, Inc., and Brause Investments, Inc., regarding movants' Motion to Vacate Restraining Order and Memorandum of Law in Support of the same, filed on the docket in the above-captioned case on January 19, 2024 at ECF Nos. 15 and 16, respectively.

Per Local Criminal Rule 49.1(b), any opposing papers to Movants' Motion to Vacate were due on Friday, February 2, 2024, fourteen days after movants' motion was filed. The Government did not file any opposition. Accordingly, we attach a proposed order granting the motion and vacating the Restraining Order, and ask the Court to grant the motion as unopposed if no opposition to the motion is received by the end of this week.

Respectfully submitted,

/s/ Jason A. Masimore

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cc: AUSA Jacqueline Kelly, Esq. (via email)  
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